

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OKLAHOMA**

STATE OF OKLAHOMA,

Plaintiff,

vs.

TYSON FOODS, INC., et al.,

Defendants.

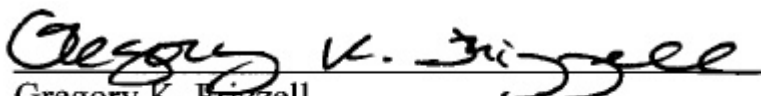
Case No. 05-cv-329-GKF-PJC

**ORDER**

Before the court are defendants' objections [Dkt. # 2666-2, pg. 3] to plaintiff's deposition designations of Donald Dalton. Upon review of the objections, the court enters the following rulings:

| Testimony Range | Ruling  |
|-----------------|---|
| 42:16 - 43:9    | Overruled. Witness merely authenticated handbooks.  |
| 57:17-24        | Overruled. Witness answered question on pp. 58-59.  |
| 58:4 - 59:19    | Overruled. Witness says whenever the subject appears in our seminars, then it's of interest to those on the planning committee who point it out as an area of interest. A 1993 workshop was held on "Land Application: Nutrient Management Plan." |
| 72:25 - 73:8    | Sustained   |

IT IS SO ORDERED this 6<sup>th</sup> day of October 2009.

  
 Gregory K. Frizzell  
 United States District Judge  
 Northern District of Oklahoma